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13 Counsel for Plaintiffs

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 GOPI VEDACHALAM and KANGANA
17 BERI, on behalf of themselves and all
others similarly situated,

18 Plaintiffs,

19 v.

20 TATA AMERICA INTERNATIONAL
CORPORATION, a New York
21 Corporation; TATA CONSULTANCY
SERVICES, LTD, an Indian Corporation;
22 and TATA SONS, LTD, an Indian
Corporation,

23 Defendants.,
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CASE NO. C 06-0963 (VRW)

STIPULATION AND ~~PROPOSED~~ ORDER
RE: CLASS CERTIFICATION MOTION
DEADLINES

1 **WHEREAS**, by Order of July 20, 2010, the current class certification motion briefing
2 schedule is as follows:

3 Plaintiffs' Motion for Class Certification is currently set for hearing on December 16,
4 2010 at 10:00 a.m.;

5 Plaintiffs' Opening Brief in Support of Motion for Class Certification currently shall be
6 served and filed by October 7, 2010;

7 Defendants' Opposition Brief currently shall be served and filed by November 15, 2010;
8 and

9 Plaintiffs' Reply Brief currently shall be served and filed by December 2, 2010.

10 **WHEREAS**, at the case management conference on April 1, 2010, the parties agreed
11 upon a process, which the Court approved, by which a notice would be sent by a third-party
12 administrator to a to-be-determined random sample of putative class members informing them of
13 the putative class members' right to opt-out of permitting their name and contact information to
14 be provided to Plaintiffs' counsel ("Opt-Out Notice Letter");

15 **WHEREAS**, a third-party administrator mailed the Opt-Out Notice Letter in the second
16 week of July, 2010;

17 **WHEREAS**, when the Opt-Out Notice Letter process concluded in August, 2010, there
18 was a delay in providing putative class members' telephone numbers to Plaintiffs' counsel,
19 through no fault of Plaintiffs or Defendants;

20 **WHEREAS**, Plaintiffs have found that many of the putative class members' addresses
21 and telephone numbers are outdated, requiring Plaintiffs to spend additional time locating
22 putative class members and preparing the class certification briefing so that Plaintiffs may use
23 and/or respond to information from the putative class members (though Defendants do not
24 concede that information generated from putative class members as a result of the Opt-Out Notice
25 Letter process may be relevant, admissible or otherwise useable for class certification);

26 **THE PARTIES HEREBY AGREE AND STIPULATE AS FOLLOWS:**
27
28

1. Plaintiffs' Motion for Class Certification, currently set for hearing on December 16, 2010, is re-set for hearing on January 13, 2011 at 10:00 a.m. (or at a date thereafter convenient to the Court);
2. Plaintiffs' Opening Brief in Support of the Motion for Class Certification shall be served and filed on or before October 21, 2010;
3. Defendants' Opposition Brief shall be served and filed on or before December 9, 2010; and
4. Plaintiffs' Reply Brief shall be served and filed on or before December 28, 2010.

IT IS SO STIPULATED.

Dated: September 22, 2010

Respectfully submitted,

LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP

By: /s/ Kelly M. Dermody
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Dated: September 22, 2010

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1 Dated: September 22, 2010

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16 *Attorneys for Defendants TATA AMERICA*
17 *INTERNATIONAL CORPORATION, TATA*
18 *CONSULTANCY SERVICES, LTD., and TATA SONS,*
19 *LTD.*

20 **ORDER**

21 Based on the preceding stipulation, this Court hereby orders that the class certification
22 motion briefing shall proceed and the hearing shall be set as follows:

23 Plaintiffs' Motion for Class Certification, currently set for hearing on December 16, 2010,
24 is re-set for hearing on ~~January 13, 2011 at 10:00 a.m.~~ APRIL 14, 2011 at 10:00 AM.

25 Plaintiffs' Opening Brief in Support of the Motion for Class Certification shall be served
26 and filed on or before ~~October 21, 2010~~ FEBRUARY 3, 2011.

27 Defendants' Opposition Brief shall be served and filed on or before ~~December 9, 2010~~,
28 ~~and~~ MARCH 10, 2011;

MARCH 31, 2011.

Plaintiffs' Reply Brief shall be served and filed on or before ~~December 28, 2010~~.

Dated: 9/24/2010

HONORABLE VAUGHN R. WALKER
Chief Judge, United States District Court

